

Local Law Filing

(Use this form to file a local law with the Secretary of State.)

Text of law should be given as amended. Do not include matter being eliminated and do not use italics or underlining to indicate new matter.

FILED
STATE RECORDS

DEC 14 2016

County City Town Village
(Select one.)

of Greenfield

DEPARTMENT OF STATE

Local Law No. 5 of the year 20¹⁶

A local law The Town of Greenfield Alternative Energy Tax Exemption Option Law
(insert Title)

Be it enacted by the Town Board of the
(Name of Legislative Body)

County City Town Village
(Select one.)

of Greenfield

as follows:

1. TITLE AND AUTHORITY. This Local Law shall be known as the Town of Greenfield Alternative Energy Tax Exemption Option Law. It is adopted pursuant to Municipal Home Rule Law Section 10 and Real Property Tax Law Section 487.
2. INTENT. Under Real Property Tax Law Section 487, real property which includes a solar or other alternative energy system shall be exempt from taxation to the extent of any increase in value by reason of the inclusion of such solar or other alternative energy system for a period of fifteen years. However, Real Property Tax Law Section 487 further provides in subsection 8 that the Town may provide that no exemption under Section 487 shall be applicable to Town real property taxes on properties within its jurisdiction by adopting a Local Law to that effect. The Town Board wishes to adopt such a Local Law in order to opt out of the tax exemption.
3. OPT OUT OF EXEMPTION. Pursuant to Real Property Tax Law Section 487(8), the Town of Greenfield hereby opts out of the exemption from Town real property taxes granted by Real Property Tax Law 487(2) and related subsection. No exemption under Section 487

(If additional space is needed, attach pages the same size as this sheet, and number each.)

Shall be applicable to Town real property taxes on any solar or other alternative energy system the construction of which begins subsequent to the effective date of this Local Law.

Pursuant to Real Property Tax Law Section 487(8)(b), "construction" shall be deemed to have begun upon the full execution of a contract or interconnection agreement requires a deposit to be made then construction shall be deemed to have begun when the contract or interconnection agreement is fully executed and the deposit is made. The owner or developer of such a system shall provide written notification to the Town Board upon execution of the contract or the interconnection agreement.

4. SEVERABILITY. The invalidity of any part of this Local Law shall not invalidate any other part hereof.

5. REPEALER. All Local Laws or Ordinances or parts of Local Laws or Ordinances in conflict with any part of this Local Law are hereby repealed.

6. EFFECTIVE DATE. This Local Law shall take effect upon filing by the office of the New York Secretary of State or as otherwise provided by law.

(Complete the certification in the paragraph that applies to the filing of this local law and strike out that which is not applicable.)

1. (Final adoption by local legislative body only.)

I hereby certify that the local law annexed hereto, designated as local law No. 5 of 2016 of the ~~(County)(City)(Town)(Village)~~ of Greenfield was duly passed by the Town Board on November 22 2016, in accordance with the applicable provisions of law.
(Name of Legislative Body)

2. (Passage by local legislative body with approval, no disapproval or repassage after disapproval by the Elective Chief Executive Officer*.)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20____ of the (County)(City)(Town)(Village) of _____ was duly passed by the _____ on _____ 20____, and was (approved)(not approved) (repassed after disapproval) by the _____ and was deemed duly adopted on _____ 20____, in accordance with the applicable provisions of law.
(Name of Legislative Body)
(Elective Chief Executive Officer)*

3. (Final adoption by referendum.)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20____ of the (County)(City)(Town)(Village) of _____ was duly passed by the _____ on _____ 20____, and was (approved)(not approved) (repassed after disapproval) by the _____ on _____ 20____.
(Name of Legislative Body)
(Elective Chief Executive Officer)*

Such local law was submitted to the people by reason of a (mandatory)(permissive) referendum, and received the affirmative vote of a majority of the qualified electors voting thereon at the (general)(special)(annual) election held on _____ 20____, in accordance with the applicable provisions of law.

4. (Subject to permissive referendum and final adoption because no valid petition was filed requesting referendum.)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20____ of the (County)(City)(Town)(Village) of _____ was duly passed by the _____ on _____ 20____, and was (approved)(not approved) (repassed after disapproval) by the _____ on _____ 20____. Such local law was subject to permissive referendum and no valid petition requesting such referendum was filed as of _____ 20____, in accordance with the applicable provisions of law.
(Name of Legislative Body)
(Elective Chief Executive Officer)*

* Elective Chief Executive Officer means or includes the chief executive officer of a county elected on a county-wide basis or, if there be none, the chairperson of the county legislative body, the mayor of a city or village, or the supervisor of a town where such officer is vested with the power to approve or veto local laws or ordinances.

5. (City local law concerning Charter revision proposed by petition.)

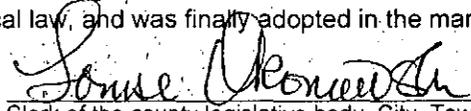
I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20____ of the City of _____ having been submitted to referendum pursuant to the provisions of section (36)(37) of the Municipal Home Rule Law, and having received the affirmative vote of a majority of the qualified electors of such city voting thereon at the (special)(general) election held on _____ 20____, became operative.

6. (County local law concerning adoption of Charter.)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20____ of the County of _____ State of New York, having been submitted to the electors at the General Election of November _____ 20____, pursuant to subdivisions 5 and 7 of section 33 of the Municipal Home Rule Law, and having received the affirmative vote of a majority of the qualified electors of the cities of said county as a unit and a majority of the qualified electors of the towns of said county considered as a unit voting at said general election, became operative.

(If any other authorized form of final adoption has been followed, please provide an appropriate certification.)

I further certify that I have compared the preceding local law with the original on file in this office and that the same is a correct transcript therefrom and of the whole of such original local law, and was finally adopted in the manner indicated in paragraph 1 above.



Clerk of the county legislative body, City, Town or Village Clerk or officer designated by local legislative body

Date: December 8, 2016

(Seal)